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Dated August 13, 2002

By 
Karen F. Massie

IN THE UNITED STATES PATENT & TRADEMARK OFFICE

In re Patent Application of)
KELLY, et al.) Group Art Unit: 1625
Application No. 09/585,157) Examiner: Amelia A. Owens
Filed: June 1, 2000) Batch No. 4758
) Date Allowed: March 12, 2002
) Issue Fee Paid: June 11, 2002

For: ANTIFUNGAL AND ANTIMYCOBACTERIAL BASILISKAMIDES

* * *

August 13, 2002

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PETITIONS OFFICE

PETITION FOR WITHDRAWAL FROM ISSUE
UNDER 37 C.F.R. § 1.313(c)(3)

Box: Director, Office of Patent Publication
Assistant Commissioner of Patents
Washington, D.C. 20231

Dear Sir:

Pursuant to 37 C.F.R. § 1.313(c)(3), Applicants petition for the above-captioned application to be withdrawn from issue (subsequent to payment of the issue fee). The application is expressly abandoned in favor of a continuing application under 37 C.F.R. §1.53(b)(1) filed on June 12, 2002.

Payment of the issue fee was unintentional and this request for withdrawal is without deceptive intent. Therefore, it is respectfully requested that this application be withdrawn from issue and expressly abandoned in favor of the continuing application filed June 12, 2002.

In re KELLY, et al. - Application No. 09/585,157

If any additional fee is necessary for the determination of this Petition is missing or deficient, the Parent Office is hereby authorized to charge our Deposit Account No. 03-3975, under Order No. 007779/0260755, for which purposes this Petition has been submitted.

Respectfully submitted,
PILLSBURY WINTHROP LLP

By: Robert M. Bedgood
Robert M. Bedgood
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In re PATENT APPLICATION of

Inventor(s) KELLY, et al.

Appn. No. 09/585.157Group Art Unit: 1625Examiner: Amelia A. Owensseries code 1 serial no. 1Filed: June 1, 2000Atty. Dkt. PM 007779/0260755

M#

TITLE: ANTIFUNGAL AND
ANTIMYCOBACTERIAL
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